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Patent Application

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. of: Paul J. Thompson

Art Group: 3738

Serial No.: 10/775,961

Examiner: Paul B. Prebilic

Filed: February 10, 2004

Atty. Docket: 23,369-162

For: Braided Composite Prosthesis

PETITION TO REVIVE PATENT APPLICATION FOLLOWING UNINTENTIONAL  
ABANDONMENT, PURSUANT TO 37 CFR 1.137(b)

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.137(b), the applicant hereby petitions for revival of the above-identified patent application. The application became abandoned due to failure to file a proper reply to the Action of June 1, 2005 by the deadline of December 1, 2005. A Notice of Abandonment was mailed December 16, 2005.

1. A reply to the Action of June 1, 2005, modified in view of the objection to the earlier reply, accompanies this Petition.
2. Also enclosed is payment of the petition fee, as set forth in 37 CFR 1.17(m).
3. The entire delay in filing the reply, from the December 1, 2005 due date until the filing of this Petition, was unintentional. This Petition is being filed within three months of the mailing date of the Notice of Abandonment, and within one year of the date of abandonment.

This application was filed after June 8, 1995. Accordingly, no terminal disclaimer is required.

03/06/2006 MBIZUNES 00000092 10775961

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1500.00 OP

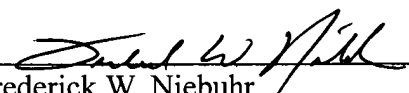
Enclosed is a check in the amount of \$1,500.00, in payment of the fee for this Petition. The Commissioner is authorized to charge any additional fee that may be required, or credit any overpayment, as provided in the accompanying transmittal.

Any questions regarding this Petition or the accompanying documents may be directed to Fredrick W. Niebuhr, by telephone at 952-896-1574.

Respectfully submitted,

Boston Scientific Scimed, Inc.

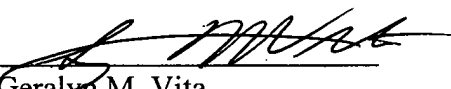
Dated: February 27, 2006

By:   
Frederick W. Niebuhr  
Registration No. 27,717  
CUSTOMER No. 23452

#### CERTIFICATE OF MAILING

Pursuant to 37 CFR 1.8, I hereby certify that this Petition to Revive Patent Application Following Unintentional Abandonment, check in the amount of \$1,500.00 in payment of the petition fee, and Reply to the action of June 1, 2005 in Application Serial No. 10/775,961 are being deposited with the U.S. Postal Service by first class mail, postage prepaid, in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date of deposit indicated below.

Date of Deposit: February 27, 2006

  
Geralyn M. Vita



PTO/SB/17 (01-06)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2006

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

1,500.00

**Complete if Known**

Application Number	10/775,961
Filing Date	February 10, 2004
First Named Inventor	Paul J. Thompson
Examiner Name	Paul B. Preblich
Art Unit	3738
Attorney Docket No.	23369-162

**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☐ Deposit Account Deposit Account Number: 12-0449 Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, **except for the filing fee**☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180
Multiple Dependent Claims	
Fee (\$)	Fee Paid (\$)

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	=	

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	=	

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Petition to Revive Application following unintentional abandonment

Fees Paid (\$)

\$1,500.00

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent) 27,717	Telephone 952-986-1574
Name (Print/Type)	Frederick W. Niebuhr		Date February 27, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.